

Message Text

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ACTION SS-25

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TO SECSTATE WASHDC IMMEDIATE 2402

S E C R E T MOSCOW 10111

EXDIS

E.O. 11652C XGDS-3

TAGS: PARM, US, UR

SUBJECT: TTBT/PNE NEGOTIATIONS: COMMENTS ON PROTOCOL I TEXT

TTBT/PNE DELEGATION MESSAGE NO. 70

REF: STATE 170365

1. DELEGATION COMMENTS ON REFTEL ARE CONTAINED IN PARAS
2 THROUGH 13. UNLESS OTHERWISE NOTED, ALL MENTIONS BELOW
OF PARA NUMBERS ARE REFERENCES TO SUCH NUMBERS IN REFTEL.

2. CONCERNING PARA 2: SOVIET SIDE STATED THAT GRADUATED
INFORMATION EXCHANGE FOR PURPOSES OF TELESEISMIC YIELD
VERIFICATION WAS A MATTER OF PRINCIPLE. DELEGATION
RECOMMENDS THAT WORDING SUBSTANTIALLY SIMILAR TO THAT
IN MOSCOW 8788 PARAGRAPHS 3 AND 4 BE INSERTED INTO
PROTOCOL I. EXPERT GROUP I AGREED THAT INFORMATION
EXCHANGED WOULD DEPEND ON YIELD AND LOCAL GEOLOGICAL
CONDITIONS, AND THERE IS NO REASON TO BELIEVE THAT SOVIET
SIDE (PARTICULARLY THEIR SEISMOLOGIST SAFRONOV) WILL
AGREE TO LANGUAGE USED IN REFTEL FOR PROTOCOL I
PARAGRAPH 2(C) FOR ALL YIELDS ABOVE 10 KILOTONS. (WE
ARE NOT CONCERNED ABOUT DIFFERENCE BETWEEN 60 AND 90 DAYS.)
RECOMMEND THAT THIS SUBJECT BE DISCUSSED WITH ROMNEY WHO
WAS U.S. CHAIRMAN OF EXPERT GROUP I. IF INFORMATION
EXCHANGE PROVISIONS ARE AMENDED TO CORRESPOND TO APPROACH

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REPORTED IN MOSCOW 8788, THEN PROVISIONS FOR OBSERVER

RIGHTS AND FUNCTIONS MUST BE AMENDED ACCORDINGLY.

3. CONCERNING PARA 3: WE WOULD NOT SUGGEST ATTEMPT TO REPLACE QUALITATIVE TERMS WITH QUANTITATIVE STATEMENTS IN PLACES NOTED. PARA 3(D) MAKES REFERENCE TO ARTICLE VII, PARA (I). SHOULD BE PARA (H).

4. CONCERNING PARA 4: STATEMENT REPORTED MOSCOW 10000 WAS WRITTEN AS A RECAPITULATION OF THINGS THAT HAVE BEEN SAID BEFORE.

5. CONCERNING PARA 7: SEE COMMENTS ON ARTICLE XII IN PARA 13 BELOW.

6. CONCERNING PREAMBLE, THIRD UNNUMBERED PARAGRAPH TEXT AS RECEIVED STARTS "RECOGNIZING T NECESSITY FOR ". ASSUME "T" SHOULD BE "THE".

7. CONCERNING ARTICLE III, PARA 2(B): WHY IS THIS PARAGRAPH IN PROTOCOL I? QUESTION ASSUMED THAT TREATMENT OF GROUP EXPLOSIONS IS THE SUBJECT OF PROTOCOL II.

8. CONCERNING ARTICLE III, PARA 4(C): DELEGATION BELIEVES CONTOUR INTERVAL SHOULD BE 0.5 METER AND 1.0 METER AS APPROPRIATE DEPENDING UPON SLOPE OF GROUND AT SITE. AS POINTED OUT BY SOVIET SIDE, IF GROUND IS FLAT, THEN A 1.0 METER CONTOUR INTERVAL DOES NOT PROVIDE THE INFORMATION THAT A 0.5 CONTOUR INTERVAL WOULD PROVIDE. INASMUCH AS P.5 AND 1.0 METER CONTOUR INTERVALS WERE SUGGESTED BY SOVIET SIDE DELEGATION SUGGESTS THAT BOTH CONTOUR INTERVALS BE SPECIFIED IN PROTOCOL I. (REFERENCE MOSCOW 9957, HEADING III, ITEMS B AND C).

9. CONCERNING ARTICLE III, PARA 5(F): WHAT IS THE PURPOSE OF THIS PARAGRAPH?

10. CONCERNING ARTICLE IV: WE ANTICIPATE THAT PHRASE "OR TO PROVIDE ANY ADDITIONAL ELEMENTS OF INDORMATION OF THE TYPE SPECIFIED IN PARAGRAPH 3 OF ARTICLE III" WILL PROVOKE RATHER STRONG OBJECTIONS FROM SOVIET SIDE BECAUSE
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THEY MAY VIEW IT AS BEING ESSENTIALLY OPEN-ENDED. PLEASE ADVISE US OF CONSIDERATIONS BEHIND THIS FORMULATION TO HELP US IN DEFENDING IT.

11. CONCERNING ARTICLE V, PARAGRAPH 2: DOES THIS PARAGRAPH HAVE SOMETHING TO DO WITH DELAY IN DRAFTING ARTICLE XIII, PARAGRAPH 2? WE SUGGEST REVISING ARTICLE V PARAGRAPH 2 TO SAY THAT THE TIME PERIOD BETWEEN NOTIFICATION OF

SUBSTANTIAL CHANGE IN THE EVENT PLAN AND THE CARRYING OUT
OF THE EVENT SHALL NOT BE LESS THAN 90 DAYS.

12. CONCERNING ARTICLE VI: TEXT AS RECEIVED SAYS:
"PRESENT AT A PARTICULAR ENT SHALL". WE ASSUME "ENT"
SHOULD BE "EVENT". WE RECOMMEND CHANGING WORDING TO
"PRESENT AT THE SITE OF A PARTICULAR EVENT SHALL."

13. CONCERNING ARTICLE XII: WE RECOMMEND AGAINST MAKING
ANY COMMITMENT TO PROTECT "SECRETS", AND CONSIDER IT
BETTER NOT TO USE WORD "SECRETS" AT ALL. WHAT SHOULD BE
INVOLVED HERE, IF ANYTHING, IS POSSIBLE ACCESS TO
PROPRIETARY INFORMATION WHICH CAN (IF THE HOLDER CHOOSES)
BE AFFORDED THE PROTECTIONS OF THE PATENT SYSTEM (OR
EQUIVALENT UNDERSTANDING BETWEEN THE PARTIES), WHICH
INVOLVES DISCLOSURE. RECOMMEND RESTORATION OF LANGUAGE
LIKE THAT IN PARAGRAPH 13 OF MAY 29 DRAFT.
STOESSEL

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